



**MEMO ENDORSED** United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

April 16, 2008

**BY FACSIMILE**

MEMO ENDORSED

The Honorable Deborah A. Batts  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan U.S. Courthouse  
500 Pearl Street, Room 2510  
New York, New York 10007

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: 4/16/2008  
DATE FILED: 4/16/2008

Re: United States v. Ikeya Counts,  
08 Cr. 27

Dear Judge Batts:

A status conference before Your Honor is currently scheduled in the above-referenced matter on April 21, 2008, at 10:30 a.m. The Government and defense counsel have been discussing a possible disposition in this case, and respectfully request that the April 21<sup>st</sup> conference be adjourned for approximately four weeks to allow these discussions to continue in the hopes of resolving this matter prior to trial. The Government also respectfully requests, with defense counsel's consent, to exclude time under the Speedy Trial Act from April 21, 2008 until the date of the next conference, pursuant to 18 U.S.C. § 3161(h)(8)(A) so that the parties can use this time to continue discussing a possible disposition in this case.

*I am sending this letter to you via facsimile. I hope you will accept it as valid. Thank you for your attention to this matter.*  
*Respectfully yours,*  
*MICHAEL J. GARCIA*  
*United States Attorney*  
*4/16/08*

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney

By:

*Michael M. Rosenzweig*  
*Michael M. Rosenzweig*  
*Assistant U.S. Attorney*  
*(212) 637-2366*

**SO ORDERED**

*Deborah A. Batts*  
**DEBORAH A. BATTES** *4/16/2008*  
**UNITED STATES DISTRICT JUDGE**

**MEMO ENDORSED**